

## REMARKS

Claims 40-43 are pending in the present application.

In the Office Action, Claims 40-43 have been rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,966,671 (*Mitchell*) in view of U.S. Patent No. 6,529,713 (*Seymour*), and further in view of U.S. Patent No. 6,873,713 (*Griffin*).

With regard to the rejection of independent Claim 40, the Examiner asserts that *Mitchell* teaches all the elements of Claim 40, except for a watch type portable phone, which is allegedly taught in *Seymour*, and where at least one signal is for inputting digits and characters, which is now allegedly taught in *Griffin*. However, it is respectfully submitted that the Examiner is incorrect.

In the previous amendment, Claim 40 was amended to recite “wherein the at least one of digits and characters are input by displaying sets of the at least one of digits and characters, moving a cursor over at least one of a character and a digit displayed in the sets of the at least one of digits and characters, and selecting the at least one of the character and the digit below the cursor, using the at least one signal of the multi-function key.” It appears that the Examiner is citing *Griffin* as teaching this recitation. However, *Griffin* clearly shows that a keyboard designed for thumb use is utilized to input character data, not by moving a cursor over at least one of a character and a digit displayed in the sets of the at least one of digits and characters, and selecting the at least one of the character and the digit below the cursor, using the at least one signal of the multi-function key, as recited in Claim 40. Therefore, it is respectfully submitted that the Examiner’s assertion regarding *Griffin* is incorrect.

Additionally, as neither *Mitchell* nor *Seymour* provides any teaching regarding inputting at least one of a character and a digit, it is respectfully submitted that neither of these references cures the deficiency of *Griffin*.

Therefore, it is respectfully submitted that independent Claim 40 is patentably distinct from

*Mitchell* in view of *Seymour*, and further in view of *Griffin*, as none of these references teaches at least one of digits and characters are input by displaying sets of the at least one of digits and characters, moving a cursor over at least one of a character and a digit displayed in the sets of the at least one of digits and characters, and selecting the at least one of the character and the digit below the cursor, using the at least one signal of the multi-function key. Accordingly, it is respectfully requested that the rejection of this claims be withdrawn.

Without conceding patentability per se of dependent Claims 41-43, it is respectfully submitted that Claims 41-43 are believed to be allowable by virtue of their dependence on Claim 40.

Accordingly, all of the claims pending in the Application, namely, Claims 40-43, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



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